

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

RUBBERMAID INCORPORATED,)	
)	
Plaintiff,)	Civil Action No. 3:12-cv-00702
)	
v.)	JURY TRIAL DEMANDED
)	
CENTREX PLASTICS, LLC,)	
)	
Defendant.)	
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**JOINT MOTION FOR EXTENSION OF CLAIM
CONSTRUCTION BRIEFING AND HEARING SCHEDULE
TO EFFECT SETTLEMENT AND STIPULATED DISMISSAL**

Plaintiff Rubbermaid Incorporated (“Rubbermaid”) and Defendant Centrex Plastics, LLC (“Centrex”), have agreed upon a framework for settling their differences and finally resolving this action through a stipulated dismissal pursuant to a settlement agreement. In order to effect the settlement agreement, the parties by their attorneys hereby jointly move the Court for a thirty (30) day extension of the Court’s current Claim Construction Briefing and Hearing schedule to permit time to complete the necessary settlement documents. The requested extension of time is in the best interests of the Court and the parties, as it will save the Court from the burden of additional Court filings and the parties the expense and burden of preparing and filing briefs that ultimately will be unnecessary upon completion of the settlement agreement documents.

The requested extension of time will change the briefing and hearing schedule as follows:

File Responsive Claim Construction Brief	- From August 1, 2013 to August 31, 2013
File Reply Claim Construction Brief	- From August 8, 2013 to September 7, 2013
File Surreply Claim Construction Brief	- From August 15, 2013 to September 14, 2013

File Claim Construction Chart

- From August 22, 2013 to September 21, 2013

Claim Construction Hearing

- From September 25, 2013 to Time to be Determined

For the foregoing reasons and good cause having been shown, it is respectfully requested that the Court grant this joint motion for an extension of time. A proposed order is attached.

Dated: June 3, 2013

Respectfully submitted,

/s/ Matthew B. Bock

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Counsel for Defendant
Centrex Plastics, LLC

CERTIFICATE OF SERVICE

I hereby certify that on the 31st day of July, 2013, I filed a copy of the foregoing JOINT MOTION FOR EXTENSION OF CLAIM CONSTRUCTION BRIEFING AND HEARING SCHEDULE TO EFFECT SETTLEMENT AND STIPULATED DISMISSAL using the Court's CM/ECF system, which will automatically send a copy via email to all counsel of record in this case, including:

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ORDER EXTENDING TIME

Before the Court is the parties' Joint Motion for Extension of Claim Construction Briefing and Hearing Schedule to Effect Settlement and Stipulated Dismissal. The Court has considered the Motion, finds good cause for it to be GRANTED, and hereby ORDERS that the Claim Construction Briefing and Hearing Schedule be extended as follows:

File Responsive Claim Construction Brief	-	From August 1, 2013 to August 31, 2013
File Reply Claim Construction Brief	-	From August 8, 2013 to September 7, 2013
File Surreply Claim Construction Brief	-	From August 15, 2013 to September 14, 2013
File Claim Construction Chart	-	From August 22, 2013 to September 21, 2013
Claim Construction Hearing	-	From Sept. 25, 2013 to Time to be Determined
Signed this ____ day of _____, 2013.		

FRANK D. WHITNEY
UNITED STATES DISTRICT JUDGE